

**UNITED STATES BANKRUPTCY COURT  
MIDDLE DISTRICT OF NORTH CAROLINA**

In the Matter of:

)  
)  
)  
)  
)  
)

Case No. \_\_\_\_\_

**DEBTOR'S CLAIM FOR  
PROPERTY EXEMPTIONS**

Debtor.

I, \_\_\_\_\_, the undersigned debtor, hereby claim the following property as exempt pursuant to 11 U.S.C. § 522(b)(2)(A) and (B), the Laws of the State of North Carolina, and non-bankruptcy federal law.

1. **REAL OR PERSONAL PROPERTY USED BY DEBTOR OR DEBTOR'S DEPENDENT AS RESIDENCE OR BURIAL PLOT.** (NCGS 1C-1601(a)(1). Total net value not to exceed \$10,000. Amount of the unused portion of the first \$3,500 may be carried forward to be applied on other property claimed as exempt.)

| Description of<br>Property & Address | Market<br>Value | Mtg. Holder or<br>Lien Holder(s) | Amt. Mtg.<br>or Lien | Net<br>Value |
|--------------------------------------|-----------------|----------------------------------|----------------------|--------------|
|--------------------------------------|-----------------|----------------------------------|----------------------|--------------|

|       |       |       |       |       |
|-------|-------|-------|-------|-------|
| _____ | _____ | _____ | _____ | _____ |
|-------|-------|-------|-------|-------|

(a) Total Net Value \$\_\_\_\_\_

Total Net Exemption \$\_\_\_\_\_

(b) Unused portion of first \$3,500. (This amount, if any, may be used to claim an exemption in any property owned by the debtor.)

\$\_\_\_\_\_

2. **MOTOR VEHICLE.** (NCGS 1C-1601(A)(3). Only one vehicle allowed under this paragraph with net value claimed as exempt not to exceed \$1,500 plus any portion desired for use from paragraph 1 (b) above.)

| Model, Year<br>Style of Auto | Market<br>Value | Lien Holder(s) | Amt. Lien | Net<br>Value |
|------------------------------|-----------------|----------------|-----------|--------------|
|------------------------------|-----------------|----------------|-----------|--------------|

|       |       |       |       |       |
|-------|-------|-------|-------|-------|
| _____ | _____ | _____ | _____ | _____ |
|-------|-------|-------|-------|-------|

(a) Statutory allowance \$\_\_\_\_\_ 1,500

(b) Amount from 1 (b) above to be used in this paragraph.  
(A part or all of 1 (b) may be used as needed.)

\$\_\_\_\_\_

Total Net Exemption \$\_\_\_\_\_

3. **TOOLS OF TRADE OR PROFESSIONAL BOOKS.** (NCGS 1C-1601(a)(5). Used by Debtor or Debtor's dependent. Total net value of all items claimed as exempt not to exceed \$750.00.)

| Description | Market<br>Value | Lien Holder(s) | Amt. Lien | Net<br>Value |
|-------------|-----------------|----------------|-----------|--------------|
|-------------|-----------------|----------------|-----------|--------------|

|       |       |       |       |       |
|-------|-------|-------|-------|-------|
| _____ | _____ | _____ | _____ | _____ |
|-------|-------|-------|-------|-------|

|       |       |       |       |       |
|-------|-------|-------|-------|-------|
| _____ | _____ | _____ | _____ | _____ |
|-------|-------|-------|-------|-------|

(a) Statutory allowance \$\_\_\_\_\_ 750

(b) Amount from 1 (b) above to be used in this paragraph.  
(A part or all of 1 (b) may be used as needed.)

\$\_\_\_\_\_

Total Net Exemption \$\_\_\_\_\_

4. **PERSONAL PROPERTY USED FOR HOUSEHOLD OR PERSONAL PURPOSES NEEDED BY DEBTOR OR DEBTOR'S DEPENDENTS.** (NCGS 1C-1601(a)(4). Debtor's total net value not to exceed \$3,500 plus \$750 for each dependent, but not to exceed \$3,000 total for all dependents.)

| Description of Property | Market Value | Lien Holder(s) | Amt. Lien | Net Value |
|-------------------------|--------------|----------------|-----------|-----------|
| Clothing & Personal     | _____        | _____          | _____     | _____     |
| Kitchen Appliances      | _____        | _____          | _____     | _____     |
| Stove                   | _____        | _____          | _____     | _____     |
| Refrigerator            | _____        | _____          | _____     | _____     |
| Freezer                 | _____        | _____          | _____     | _____     |
| Washing Machine         | _____        | _____          | _____     | _____     |
| Dryer                   | _____        | _____          | _____     | _____     |
| China                   | _____        | _____          | _____     | _____     |
| Silver                  | _____        | _____          | _____     | _____     |
| Jewelry                 | _____        | _____          | _____     | _____     |
| Living Room Furniture   | _____        | _____          | _____     | _____     |
| Den Furniture           | _____        | _____          | _____     | _____     |
| Bedroom Furniture       | _____        | _____          | _____     | _____     |
| Dining Room Furniture   | _____        | _____          | _____     | _____     |
| Lawn Furniture          | _____        | _____          | _____     | _____     |
| Television              | _____        | _____          | _____     | _____     |
| ( ) Stereo ( ) Radio    | _____        | _____          | _____     | _____     |
| Musical Instruments     | _____        | _____          | _____     | _____     |
| ( ) Piano ( ) Organ     | _____        | _____          | _____     | _____     |
| Air Conditioner         | _____        | _____          | _____     | _____     |
| Paintings & Art         | _____        | _____          | _____     | _____     |
| Lawn Mower              | _____        | _____          | _____     | _____     |
| Yard Tools              | _____        | _____          | _____     | _____     |
| Crops                   | _____        | _____          | _____     | _____     |
| Animals                 | _____        | _____          | _____     | _____     |
| Other ( )               | _____        | _____          | _____     | _____     |

Total Net Value \_\_\_\_\_

- (a) Statutory allowance for debtor \$ 3,500
- (b) Statutory allowance for debtor's dependents: \_\_\_\_\_ dependents  
at \$750 each (not to exceed \$3,000 for total dependents) \_\_\_\_\_
- (c) Amount from 1 (b) above to be used in this paragraph.  
(A part or all of 1 (b) may be used as needed.) \_\_\_\_\_

Total Net Exemption \_\_\_\_\_

5. **LIFE INSURANCE.** (As provided in Article X, Section 5 of North Carolina Constitution.)

Name of Insurance Company \_\_\_\_\_ Policy No. \_\_\_\_\_

Name of Insured \_\_\_\_\_ Policy Date \_\_\_\_\_

Name of Beneficiary \_\_\_\_\_

6. **PROFESSIONALLY PRESCRIBED HEALTH AIDS (FOR DEBTOR OR DEBTOR'S DEPENDENTS).** (NCGS 1C-1601(a)(7). No limit on value of number of items.)

Description: \_\_\_\_\_

7. **DEBTOR'S RIGHT TO RECEIVE FOLLOWING COMPENSATION:** (NCGS 1C-1601(a)(8). No limit on number or amount.)

- A. \$ \_\_\_\_\_ Compensation for personal injury to debtor or to person whom debtor was dependent for support.  
B. \$ \_\_\_\_\_ Compensation for death of person of whom debtor was dependent for support.

8. **INDIVIDUAL RETIREMENT ACCOUNTS, INDIVIDUAL RETIREMENT ANNUITIES AND TRUST ACCOUNTS AS DESCRIBED IN SECTION 408(a),(b) and (c) OF THE INTERNAL REVENUE CODE:** (NCGS 1C-1601(a)(9). No limit on number or amount.)

| Detailed Description | Value |
|----------------------|-------|
| _____                | _____ |
| _____                | _____ |

9. **ANY OTHER REAL OR PERSONAL PROPERTY WHICH DEBTOR DESIRES TO CLAIM AS EXEMPT THAT HAS NOT PREVIOUSLY BEEN CLAIMED ABOVE.** (NCGS 1C-1601(a)(2). THE AMOUNT CLAIMED MAY NOT EXCEED THE REMAINING AMOUNT AVAILABLE UNDER PARAGRAPH 1 (b) WHICH HAS NOT BEEN USED FOR OTHER EXEMPTIONS.)

| Description | Market Value | Lien Holder(s) | Amt. Lien | Net Value |
|-------------|--------------|----------------|-----------|-----------|
| _____       | _____        | _____          | _____     | _____     |
| _____       | _____        | _____          | _____     | _____     |

(a) Total Net Value of property claimed in paragraph 9. \$ \_\_\_\_\_

(b) Total amount available from paragraph 1 (b). \$ \_\_\_\_\_

(c) Less amounts available under paragraph 1 (b) which was used in other paragraphs:

|  |          |
|--|----------|
| Paragraph 2 (b)                            | \$ _____ |
| Paragraph 3 (b)                            | \$ _____ |
| Paragraph 4 (c)                            | \$ _____ |
| Net Balance Available from paragraph 1 (b) | \$ _____ |
| Total Net Exemption                        | \$ _____ |

10. **OTHER EXEMPTIONS CLAIMED UNDER THE LAWS OF THE STATE OF NORTH CAROLINA:**

|  |          |
|--|----------|
| Aid to the Aged, Disabled and Families with Dependent Children, NCGS 108A-36   | _____    |
| Aid to the Blind, NCGA 111-18  | _____    |
| Yearly Allowance for Surviving Spouse, NCGS 30-15, NCGS 30-33  | _____    |
| North Carolina Local Government Employees Retirement Benefits, NCGS 128-31   | _____    |
| North Carolina Teachers and State Employees Retirement Benefits, NCGS 135-9  | _____    |
| Firemen's Relief Fund Pensions, NCGS 58-86-90  | _____    |
| Workers Compensation Benefits, NCGS 97-21  | _____    |
| Unemployment Benefits, so long as not commingled and except for debts for necessities purchased while unemployed, NCGS 96-17 | _____    |
| Group Insurance Proceeds, NCGS 58-58-165   | _____    |
| Partnership Property, except on a claim against the partnership, NCGS 59-55  | _____    |
| Wages of a Debtor Necessary for Support of Family, NCGS 1-362  | _____    |
| Other  | _____    |
| TOTAL VALUE OF PROPERTY CLAIMED AS EXEMPT  | \$ _____ |

11. EXEMPTIONS CLAIMED UNDER NON-BANKRUPTCY FEDERAL LAW:

Foreign Service Retirement and Disability Payments, 22 U.S.C. § 1104

Social Security Benefits, 42 U.S.C. § 407

Injury of Death Compensation Payments from War Risk Hazards, 42 U.S.C. § 601

Wages of Fishermen, Seamen and Apprentices, 46 U.S.C. § 601

Civil Service Retirement Benefits, 5 U.S.C. §§ 729, 2265

Longshoremen and Harbor Workers Compensation Act Death and Disability Benefits,  
33 U.S.C. § 916

Railroad Retirement Act Annuities and Pensions 45 U.S.C. § 228(L)

Veterans Benefits, 45 U.S.C. § 352(E)

Special Pension Paid to Winners of Congressional Medal of Honor, 38 U.S.C. § 3101

Federal Homestead Lands, on Debts Contracted Before the Issuance of the Patent,  
43 U.S.C. § 175

Other

TOTAL VALUE OF PROPERTY CLAIMED AS EXEMPT\$

12. TENANCY BY THE ENTIRETY. The following property is claimed as exempt pursuant to 11 U.S.C. § 522(b)(2)(B) and the laws of the State of North Carolina pertaining to property held as tenants by the entirety.

| Description of<br>Property & Address           | Market<br>Value | Mtg. Holder or<br>Lien Holder(s) | Amt. Mtg.<br>or Lien | Net<br>Value |
|--|-----------------|----------------------------------|----------------------|--------------|
|  |                 |                                  |                      |              |
| VALUE OF ENTIRETIES PROPERTY CLAIMED AS EXEMPT |                 |                                  | \$                   |              |

13. THE FOLLOWING TANGIBLE PERSONAL PROPERTY WAS PURCHASED BY THE DEBTOR WITHIN 90 DAYS OF THE FILING OF THE BANKRUPTCY PETITION:

| Description | Market<br>Value | Lien Holder(s) | Amt. Lien | Net<br>Value |
|-------------|-----------------|----------------|-----------|--------------|
|             |                 |                |           |              |
|             |                 |                |           |              |

None of the property listed in paragraph 11 has been included in this Request for Exempt Property. (Tangible personal property purchased within 90 days of the filing of the petition cannot be exempted.)

14. DESCRIBE BELOW ANY 401(K) PLANS, PENSION PLANS, PROFIT SHARING PLANS, ETC., IN WHICH THE DEBTOR HAS AN INTEREST WHICH ARE NOT LISTED IN DEBTOR’S SCHEDULES OR STATEMENT OF FINANCIAL AFFAIRS OR IN ANY PRECEDING PARAGRAPH OF THIS FORM.

| Detailed Description | Value |
|----------------------|-------|
|                      |       |
|                      |       |

DATE: Debtor